

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 ERIC JONES,

11 Petitioner,

12 v.

13 PATRICK GLEBE,

14 Defendant.

15 CASE NO. C09-1183

16 ORDER

17 The Court, having reviewed Petitioner's petition for writ of habeas corpus, Respondent's
18 answer thereto, the Report and Recommendation of Mary Alice Theiler, United States Magistrate
19 Judge, and the remaining record, does hereby find and Order:

20 (1) The Court adopts the Report and Recommendation (Dkt. No. 56);
21 (2) Petitioner's habeas petition and this action are DISMISSED, with prejudice;
22 (3) Petitioner's request for a stay (Dkt. No. 50) is DENIED;
23 (4) Petitioner is DENIED issuance of a certificate of appealability, and

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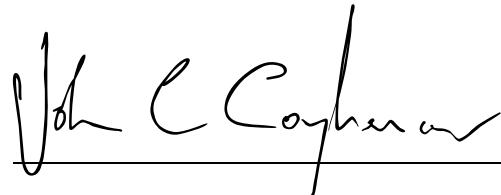
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1 (5) The Clerk is directed to send copies of this Order to petitioner, to counsel for
2 Respondent, and to Judge Theiler.

3 DATED this 18th day of March 2011.

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John C. Coughenour
UNITED STATES DISTRICT JUDGE